ORIGINAL

1 Deborah L. Covington
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6 Attorney for CNMI Division of Revenue and Taxation
7

F I L E D
Clerk
District Court

NOV 2 1 2006

For The Northern Mariana Islands
By_____
(Deputy Clerk)

8   IN THE UNITED STATES DISTRICT COURT
9   FOR THE
             NORTHERN MARIANA ISLANDS
10

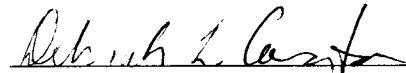11 LI YING HUA, LI ZHENG ZHE and XU   )
    JING JI,   )   Civil Action No.   CV 05-00019
12   )
13 Plaintiffs,   )
)
14 v.   )   **AFFIDAVIT IN SUPPORT OF**
)   **MOTION TO QUASH SUBPOENA**
15 JUNG JIN CORP., ASIA ENTERPRISES,)
16 INC., PARK HUA SUN and KIM HANG   )
    KWON.,   )
17   )
18 Defendants.   )
)

19

20   I, Deborah L. Covington, under penalty of perjury, declare as follows:

21   1.   I am an Assistant Attorney General for the Commonwealth of the Northern
22
23   Mariana Islands and represent Non-party Department of Finance, Division
24   of Revenue and Taxation in this matter.
25   2.   I make this declaration based on knowledge.
26
27   3.   On November 21, 2006, at approximately 8:30 am I contacted Attorney
28   Mark B. Hanson, counsel for Plaintiffs in the above-entitled matter.
29

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4.   In a good-faith effort to resolve this matter without filing a motion to quash, I attempted to explain to him that the Department could not produce certain information requested by the subpoena due to certain poker regulations promulgated by the Department, which prohibits disclosure of information submitted to the Department in connection with the licensing of a poker machine.

5.   Specifically, the Department could not produce Items number 1 and 2 outlined in Attachment A of the subpoena due to the confidentiality provisions found in the regulations.

6.   Mr. Hanson insisted that I was permitted to disclose such information and was prohibited only from disclosing "return" and "return information". He indicated he would be filing a motion to compel in this matter.

DATE: November 21. 2006.

Deborah L. Covington
Deborah L. Covington
Assistant Attorney General